

EXH. 12
DECL. OF ANNELISE RILES
(NORTHWESTERN UNIVERSITY)

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

COMMONWEALTH OF MASSACHUSETTS,
et al.,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
HOMELAND SECURITY, et al.,

Defendants.

Civil Action No.

DECLARATION OF ANNE LISE RILES, NORTHWESTERN UNIVERSITY

DECLARATION OF NORTHWESTERN UNIVERSITY

I, Annelise Riles, pursuant to 28 U.S.C. § 1746, hereby declare and affirm,

1. I am the Executive Director of the Northwestern Buffett Institute for Global Affairs, Associate Provost for Global Affairs, and professor of law and anthropology at Northwestern University located in Evanston, Illinois. I received an AB from Princeton University's Woodrow Wilson School of Public and International Affairs, and MSc in Social Anthropology from the London School of Economics, a JD from Harvard Law School, and a PhD in Social Anthropology from University of Cambridge. I have served as the Executive Director and Associate Provost since September 1, 2018.

2. I submit this declaration in support of Illinois' litigation challenging the policies announced on July 6, 2020 by "Broadcast Message" and to be published as a Temporary Final Rule to amend requirements of the Student and Exchange Visitor Program (the "Rule").

3. I have compiled the information set forth below through personal knowledge and Northwestern University personnel who assisted me in gathering this information. I also familiarized myself with the Rule in order to understand its immediate and harmful impact on Northwestern University.

4. Northwestern University is a top ten university with campuses in Evanston and Chicago, Illinois and Doha, Qatar. Northwestern University enrolls over 8,000 undergraduate students and over 13,000 graduate students from across the world, who are enrolled in the University's 12 schools and colleges.

5. The University is committed to excellent teaching, innovative research, and the personal and intellectual growth of its students in a diverse academic community. International students are an integral, irreplaceable part of that commitment.

6. In academic year 2019-20, Northwestern University had 4,076 enrolled students with F-1 status from 122 countries.

7. As of July 10, 2020, there are 1,279 newly admitted students who require F-1 status for enrollment in Fall 2020. Of these students, 261 are currently in the United States and 1,018 are currently living outside the United States. Of those 1,018 students, 964 require a visa to enter the country for study.

8. This fall a reduced number of courses will be taught entirely in person. Entirely face-to-face courses are limited to those in which the learning outcomes require special tools, technology, space, or mandatory in-person interaction. The remaining classes will be taught remotely or in a hybrid mode that makes use of face-to-face meetings in addition to remote learning.

9. The temporary transition to this hybrid model is due in large part to State and local social-distancing requirements and other health-related guidance that reduced our classroom capacity by, on average, 70%.

10. The University is currently engaged in a time-sensitive and labor-intensive process to reschedule the fall term and transition to the hybrid model. Information regarding fall courses and the mode of instruction will be shared with students the week of July 20 in order to facilitate registration beginning the week of August 17. Most fall quarter classes begin on Wednesday, September 16, 2020.

11. Accordingly, it is impossible for the University to take on the significant task of completing updated Form I-20s for our F-1 students by the August 4 deadline set forth in the Rule, as registration for Fall Quarter classes will not be complete (or even started) by that time.

12. In response to the Rule, the University is faced with the task of adding additional in-person courses to ensure there is sufficient capacity for students who must now participate in face-to-face classwork or face deportation. This need to increase face-to-face instruction will enhance pressure on staff and faculty who worked tirelessly to develop the fall schedule in reliance on March 2020 guidance from the government.

13. The Rule and corresponding need to increase and *require* in-person instruction in order to prevent the deportation of our students will also exacerbate the concerns of faculty, staff, and students who are already fearful about coming to campus because of their own health, the health of their families, and the health of our Northwestern community. The Rule comes at a moment when COVID-19 cases are increasing across the country, and the City of Chicago recently issued an emergency travel order based on the surge of COVID-19 cases in certain states.

14. If the University is forced to move to all online courses during the academic year, which is a possibility, international students who remained in the United States will need to either leave the country or somehow transfer to an institution that offers in-person instruction. Students – particularly graduate students – cannot easily transfer in the middle of an academic year. Accordingly, our international students are faced with the difficult choice of leaving now with no certainty about when they can return, or enrolling in in-person courses with the understanding that they may need to leave at a moment's notice.

15. International students who are currently outside of the United States also now face uncertainty about if and when they can return to the United States to resume their studies, teaching, and research activities.

16. The Rule is already causing significant stress for our international student population, many of whom are understandably anxious about their ability to remain in or

eventually return to the United States to complete their studies. Many of these students face difficult or dangerous situations in their home countries, and many have built their lives and families in the United States. If our international students are unable to focus on pursuing their learning, teaching, or research activities – or even worse, choose not to enroll at the University – it will have a significant detrimental effect on Northwestern.

17. Moreover, the loss of international students in courses will irreparably harm the development of all students, as innovative ideas are sparked when students and scholars from around the world gather to think, debate, and collaborate together. Northwestern’s stature as a world-class research university depends on the presence and well-being of diverse students from around the world.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this ____ day of July, 2020

Annelise Riles
Northwestern University
Executive Director, Northwestern Buffett Institute for Global Affairs
Associate Provost for Global Affairs
Professor of Law and Anthropology